

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF GEORGIA
ROME DIVISION**

PUBLIC EMPLOYEES' RETIREMENT
SYSTEM OF MISSISSIPPI, individually
and on behalf of all others similarly
situated,

Plaintiff,

v.

MOHAWK INDUSTRIES, INC. and
JEFFREY S. LORBERBAUM,

Defendants.

Civ. A. No. 4:20-cv-00005-VMC

**LEAD PLAINTIFF'S MOTION FOR FINAL APPROVAL
OF CLASS ACTION SETTLEMENT AND PLAN OF ALLOCATION**

PLEASE TAKE NOTICE that pursuant to Federal Rule of Civil Procedure 23(e), and upon (a) the Memorandum of Law in Support of Lead Plaintiff's Motion for Final Approval of Class Action Settlement and Plan of Allocation; (b) the Declaration of John C. Browne in Support of (i) Lead Plaintiff's Motion for Final Approval of Class Action Settlement and Plan of Allocation and (ii) Lead Counsel's Motion for Attorneys' Fees and Litigation Expenses; and (c) all other papers and proceedings herein, Lead Plaintiff Public Employees' Retirement System of Mississippi ("Lead Plaintiff"), on behalf of itself and the Class, will and does hereby move this Court, before the Honorable Victoria M. Calvert, on May 31, 2023, at

10:00 a.m., for (1) entry of a Judgment approving the Settlement as fair, reasonable, and adequate and (2) entry of an Order approving the proposed Plan of Allocation as fair and reasonable.

A proposed Judgment and Order granting the requested relief will be submitted with Lead Plaintiff's reply papers following the deadline for any objection to the motion.

Dated: April 26, 2023

Respectfully submitted,

/s/ John C. Browne

John C. Browne (admitted *pro hac vice*)
BERNSTEIN LITOWITZ BERGER & GROSSMANN LLP
1251 Avenue of the Americas
New York, NY 10020
Tel: (212) 554-1400
Fax: (212) 554-1444
JohnB@blbglaw.com

-and-

Jonathan D. Uslaner (admitted *pro hac vice*)
2121 Avenue of the Stars, Suite 2575
Los Angeles, CA 90067
Tel: (310) 819-3472
JonathanU@blbglaw.com

Lead Counsel for Lead Plaintiff and the Class

H. Lamar Mixson
Georgia Bar No. 514012
Amanda Kay Seals
Georgia Bar No. 502720

**BONDURANT MIXSON &
ELMORE, LLP**

1201 West Peachtree Street NW,
Suite 3900
Atlanta, GA 30309
Tel: (404) 881-4100
Fax: (404) 881-4111
mixson@bmelaw.com
seals@bmelaw.com

*Liaison Counsel for Lead Plaintiff Public
Employees' Retirement System of Mississippi
and the Class*

John L. Davidson (admitted *pro hac vice*)
DAVIDSON BOWIE, PLLC

1062 Highland Colony Parkway
200 Concourse, Suite 275
Ridgeland, MS 39157
Tel: (601) 932-0028
jdavidson@dbslawfirm.net

*Additional Counsel for Lead Plaintiff Public
Employees' Retirement System of Mississippi*

RULE 7.1(D) CERTIFICATION

The undersigned counsel certifies that this document has been prepared in Times New Roman, 14-point font in compliance with Local Rule 5.1(C).

/s/ John C. Browne
John C. Browne (admitted *pro hac vice*)

CERTIFICATE OF SERVICE

I hereby certify that on April 26, 2023, I filed the foregoing LEAD PLAINTIFF'S MOTION FOR FINAL APPROVAL OF CLASS ACTION SETTLEMENT AND PLAN OF ALLOCATION using the Court's CM/ECF system, which will automatically send notification to counsel of record.

/s/ John C. Browne
John C. Browne (admitted *pro hac vice*)